

## CIRCUIT COURT FOR THE 20TH JUDICIAL CIRCUIT

State of Illinois )  
County of St. Clair ) S.S.

Case Number

141 10

Amount Claimed In excess of \$50,000.00

MARLON MILLER

ORLANDO WARD and THE CITY OF EAST  
ST. LOUIS, ILLINOIS

VS

Plaintiff(s)

Defendant(s)

Classification Prefix L Code 02 Nature of Action Tort-other Code 02

TO THE SHERIFF: SERVE THIS DEFENDANT AT:

Pltf. Atty. Jarrod P. Beasley Code \_\_\_\_\_  
Address 23 Public Square, Suite 450  
City Belleville, IL 62220 Phone 277.7260  
Add. Pltf. Atty. Matthew P. Young Code \_\_\_\_\_

NAME

ORLANDO WARD

ADDRESS/o East St. Louis Police Dept.

301 River Park Drive  
CITY & STATE

East St. Louis, IL 62201

XX

## SUMMONS

To the above named defendant(s). . . . .

XX

☐ A. You are hereby summoned and required to appear before this court at  
(court location) \_\_\_\_\_ at \_\_\_\_\_ M. On \_\_\_\_\_ 20 \_\_\_\_\_  
to answer the complaint in this case, a copy of which is hereto attached. If you fail to do so, a judgment by  
default may be taken against you for the relief asked in the complaint.

☒ B. You are hereby summoned and required to file an answer in this case or otherwise file your appear-  
ance, in the office of the Clerk of this court, within 30 days after service of this summons, exclusive of the day  
of service. If you fail to do so, judgment or decree by default may be taken against you for the relief prayed in  
the complaint.

## TO THE OFFICER:

This summons must be returned by the officer or other person to whom it was given for service, with  
indorsement thereon of service and fees if any, immediately after service. In the event that paragraph A of this  
summons is applicable this summons may not be served less than three days before the day of appearance. If  
service cannot be made, this summons shall be returned so indorsed.

This summons may not be served later than 30 days after its date.

WITNESS, \_\_\_\_\_

1-8-20 14

Kathleen Clay  
Clerk of Court

BY DEPUTY: \_\_\_\_\_

Vickie Saffo

DATE OF SERVICE: \_\_\_\_\_, 20 \_\_\_\_\_

(To be inserted by officer on copy left with defendant  
or other person)

SEAL



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State of Illinois )  
County of St. Clair ) S.S.

Case Number

14L 10

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MARLON MILLER

ORLANDO WARD and THE CITY OF EAST  
ST. LOUIS, ILLINOIS

VS

Plaintiff(s)

Defendant(s)

Classification Prefix L Code 02 Nature of Action Tort other Code 2

TO THE SHERIFF: SERVE THIS DEFENDANT AT:

Pltf. Atty. Jarrod P. Beasley Code \_\_\_\_\_  
Address 23 Public Square, Suite 450  
City Belleville, IL 62220 Phone 277.7260  
Add. Pltf. Atty. Matthew P. Young Code \_\_\_\_\_

NAME THE CITY OF EAST ST. LOUIS, IL

c/o Mayor Alvin Parks

ADDRESS

301 River Park Drive

CITY &amp; STATE

East St. Louis, IL 62201

XX

## SUMMONS

To the above named defendant(s). . . . .

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WITNESS, \_\_\_\_\_

1-8-2014

Kathleen Clay

Clerk of Court

BY DEPUTY \_\_\_\_\_

DATE OF SERVICE: \_\_\_\_\_, 20\_\_\_\_

(To be inserted by officer on copy left with defendant  
or other person)

SEAL

IN THE CIRCUIT COURT  
TWENTIETH JUDICIAL CIRCUIT  
ST. CLAIR COUNTY, ILLINOIS



MARLON MILLER,  
Plaintiff,

v.

ORLANDO WARD, and THE CITY  
OF EAST ST. LOUIS, ILLINOIS,  
Defendants.

No.: 14-L 10

**COMPLAINT**

COMES NOW Plaintiff, Marlon Miller, by and through his attorney, Jarrod P. Beasley and Matthew P. Young of The Kuehn Law Firm, and for his Complaint against the Defendants, Orlando Ward and the City of East St. Louis, Illinois states as follows:

**(Count I – Detective Orlando Ward - 42 U.S.C. § 1983)**

1. That at all times mentioned herein, the Defendant, Orlando Ward, was employed as a Detective for the East St. Louis, Illinois Police Department.
2. The Defendant, City of East St. Louis, is a municipal corporation and governmental unit within the State of Illinois, County of St. Clair.
3. That at all times mentioned herein, the Defendant, Detective Orlando Ward was acting under color of law.
4. That on or about late January 29, 2013 or the early morning of January 30, Plaintiff got off at the Emerson Park MetroLink station in East St. Louis, Illinois.
5. Plaintiff went home without incident.

6. That same evening/early morning, a woman was robbed and sexually assaulted at the Emerson Park MetroLink station in East St. Louis, Illinois.
7. Plaintiff appeared in a security tape at the station around the time of the attack and was brought in for questioning by the East St. Louis Police Department on or about February 19, 2013.
8. Plaintiff was placed on a 48 hour investigatory hold and detained in the East St. Louis City Jail.
9. Plaintiff was interrogated by Defendant Ward, at which time, Plaintiff denied any involvement in the crime. That said interrogation is video and audio recorded.
10. That following the interrogation and out of the view of recording devices, Defendant Ward slapped Plaintiff multiple times.
11. That following the interrogation and out of the view of recording devices, Defendant Ward threatened and cajoled the Plaintiff.
12. That the following day, after threatening and hitting Plaintiff, Defendant Ward conducted another interrogation of the Plaintiff.
13. At that time, Detective Ward coerced a false confession from Plaintiff with promises of release and threats of violence hanging over his head. That during this confession, Ward fed Plaintiff all of the facts and simply asked Plaintiff to confirm them.
14. That the aforementioned acts by the Defendant constituted a violation of Plaintiff's Fourth and Fourteenth Amendment Rights.

15. That subsequent to coercing this false confession, DNA evidence exonerated Plaintiff of this crime. In fact, the DNA evidence implicated another person who is currently charged with the crime.
16. That subsequent to coercing this false confession, Defendant Ward pleaded guilty to federal drug and conspiracy charges. He is currently awaiting sentencing.
17. That as a direct and proximate result of one or more of the foregoing acts or omissions on the part of the Defendant, the Plaintiff suffered injury and pain and suffering, lost his personal freedom for 3.5 months, was branded a rapist in his local community, severe mental anguish, and has the stigma associated with having sustained a record of the aforementioned arrest.

WHEREFORE, the Plaintiff, Marlon Miller, demands judgment against the Defendant, Orlando Ward, in an amount greater than FIFTY THOUSAND DOLLARS (\$50,000.00), plus costs.

**(Count II– City of East St. Louis, IL – 42 U.S.C. § 1983)**

18. The Plaintiff, Marlon Miller, hereby adopts and incorporates the allegations of paragraphs 1 through 17 of Count I, as if fully set forth herein.
19. At all times mentioned herein, the Defendant, City of East St. Louis, had customs, policies, and practices that violated the Fourth Amendment rights of its arrestees under the Illinois and United States Constitutions, including, but not limited to:
  - a. It hired and retained Detective Ward, knowing that he was likely to violate the rights of his arrestees;

- b. It failed to properly train, investigate, discipline, and/or fire Orlando Ward for such violations; and
- c. It knew or should have known Ward was a corrupt Detective and prevented him from exercising police authority.

WHEREFORE, the Plaintiff, Marlon Miller, demands judgment against the Defendant, City of East St. Louis, in an amount greater than FIFTY THOUSAND DOLLARS (\$50,000.00), plus costs.

**(Count III – East St. Louis - Indemnification)**

- 20. Plaintiff hereby adopts and incorporates the allegations of paragraphs 1 through 19 as if fully set forth herein.
- 21. Pursuant to 745 ILCS 10/9-102 the local governmental entity is required to pay any tort judgment or settlement for compensatory damages of its employee while acting within the scope of his employment.
- 22. Defendant Ward was acting in the course and scope of his employment at all times referenced in the complaint.
- 23. The City of East St. Louis is an indispensable party to this litigation under Federal Rule 19.

WHEREFORE, the Plaintiff, Marlon Miller, demands judgment against the Defendant, City of East St. Louis, in an amount greater than FIFTY THOUSAND DOLLARS (\$50,000.00), plus costs.

Respectfully Submitted,



Jarrold P. Beasley #6274536

Matthew P. Young #6291110

Attorneys for Plaintiff

The Kuehn Law Firm

23 Public Square, Suite 450

Belleville, IL 62220

Phone: 618.277.7260

Fax: 618.277.7718

E Mail: [jpbeasley@kuehnlawfirm.com](mailto:jpbeasley@kuehnlawfirm.com)



IN THE CIRCUIT COURT  
TWENTIETH JUDICIAL CIRCUIT  
ST. CLAIR COUNTY, ILLINOIS

MARLON MILLER,

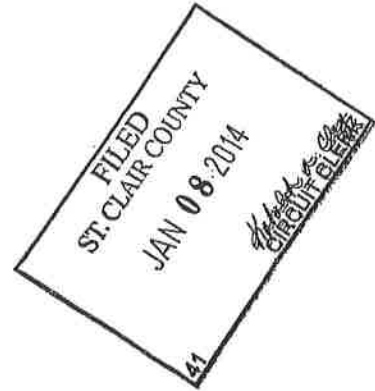
Plaintiff,

v.

ORLANDO WARD, and THE CITY  
OF EAST ST. LOUIS, ILLINOIS,

Defendants.

No.: 14-L



AFFIDAVIT

This affidavit is made pursuant to Supreme Court Rule 222(b). Under the penalties of perjury as provided by Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the money damages sought by the Plaintiff herein does exceed fifty thousand dollars (\$50,000.00).

Respectfully Submitted,

Jarrod P. Beasley, #6274536  
Attorney for the Plaintiff  
The Kuehn Law Firm  
23 Public Square, Suite 450  
Belleville, IL 62220  
Phone: 618.277.7260  
Fax: 618.277.7718